IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.41899 of 2008
LAKHAN SAW @ LAKHAN SAH ….. PETITIONER
Versus
THE STATE OF BIHAR ….. OPP. PARTY
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02 17.11.2008 Heard Sri Birendra Singh, Advocate for the petitioner and the learned Additional Public Prosecutor for the State.

The case is under Section 364A of the IPC and the present petitioner is not named in the FIR. The learned Judge, who dismissed the prayer for bail has mentioned in his rejection order that the victim boy stated about the presence of the petitioner at the place of kidnapping.

The statement under Section 164 Cr. P.C. of the victim is annexed as Annexure-2 and it does not appear that there could not any such fact as mentioned in the rejection order. Except the above, there is nothing against the petitioner.

Let petitioner Lakhan Saw @ Lakhan Sah be released from custody on furnishing a bond of Rs.10,000/- (ten thousand) with two sureties of the like amount each to the satisfaction of Chief Judicial Magistrate, Sheikhpura in connection with Karandey P.S. Case No. 12 of 2008.

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DKS/ **(Dharnidhar Jha, J.)**